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6 AttorneysforDefendants
 7 WELLSFARGOFINANCIAL
 8 ACCEPTANCEMISSOURI,INC.,etal.

9
 10 UNITEDSTATESDISTRICTCOURT
 11 NORTHERNDISTRICTOFCALIFORNIA

12 RICHARDHOWARD,

CaseNo.:CO7-05881EDL

13 Plaintiff,

**STIPULATIONTOREMOVEACTION
 FROMEARLYNEAUTRAL
 EVALUATION**

14 vs.
 15 WELLSFARGOFINANCIAL
 16 ACCEPTANCE,WELLSFARGOAUTO
 17 FINANCE,INC.,WELLSFARGO
 18 FINANCIALCAR,LLC, andDOES1-50,

ComplaintDate:November20,2007

Defendants.

19
 20 Theparties,byandthroughtheirrespectivecounsel,herebystipulateandrequestthe
 21 CourttoremovethisactionfromitscurrentassignmenttoEarlyNeutralEvaluationand
 22 recommendthisactionforSettlementConferencebeforeaMagistrateJudgeforthefollowing
 23 reasons:

24 1. PertheCourt'sFebruary29,2008CaseManagementandPretrialOrder,this
 25 actionwasreferredtotheCourt'sADRProgramforEarlyNeutralEvaluation.
 26 2. TheADRProgramselectedanevaluatorandonMarch28,2008thepartieshad
 27 aphoneconferencewiththeevaluator.Theevaluatoriscloseddthathisfirm

1 maintained its bank account with a Wells Fargo subsidiary, at which point
 2 counsel for plaintiff if objected to the evaluator.

3. A staff attorney for the ADR program informed the parties that it has been
 4 difficult to locate an evaluator who is both experienced in this litigation and
 5 does not have a Wells Fargo bank account.

6. Pursuant to ADR local rule 5-4(b), parties are required to complete the Early
 7 Neutral Evaluation by May 23, 2008.

8. Due to the difficulties in locating the evaluator and with the deadline
 9 approaching to complete the evaluation, the parties request the Court to remove
 10 this action from Early Neutral Evaluation and refer the action to a Settlement
 11 Conference before a Magistrate Judge or to mediation.

12 DATED: May 19, 2008

SEVERSON & WERSON
 A Professional Corporation

15 By: _____ /s/Peter H. Bales
 16 Peter H. Bales

17 Attorneys for Defendant
 18 WELLSFARGO FINANCIAL ACCEPTANCE
 19 MISSOURI, INC.

20 DATED: May 17, 2008

21 LAW OFFICE OF RON BOCHNER

22 By: _____ /s/Ron Bochner
 23 Ron Bochner

24 Attorneys for Plaintiff
 25 RICHARD HOWARD

26 I hereby attest that I have on file all holographs signatures for any signatures indicated by a
 27 "conformed" signature (/s/) within this e-filed document.